

**BOARD OF NURSING  
MINUTES  
September 8, 2005**

**PRESENT:** Marilyn Kaufmann; Terri Garcia; June Bahr; Kathleen Sullivan; Jacqueline Johnsrud; Marie Kohlbeck

**EXCUSED:** Margaret Heine; Blaine J. Ropson

**STAFF:** Kimberly Nania, Director of Health Service Professions; Colleen Baird, Legal Counsel; PJ Monson, Bureau Assistant; and other DRL staff

**GUESTS:** George G., Silver Lake College; Gina Dennik-Champion, WNA; Margaret Noreurt, WACSN; Ann Cook, Columbia College of Nursing; Judy Warmuth, WHA

**CALL TO ORDER – ROLL CALL**

Marilyn Kaufmann called the meeting to order at 9:23a.m. A quorum of 8 members was present for today's meeting.

The Board welcomed Secretary Celia Jackson to the meeting. Secretary Jackson expressed her interest in the concerns of the Board and extended an invitation to the members to contact her with their comments or concerns. Ms. Jackson also informed the Board of a recent government abroad Northwoods Trip with Governor Doyle. The Secretary explained the trip proved to be very beneficial to all involved. Secretary Jackson also explained that the move to the new location is on scheduled for October.

**APPROVAL OF AGENDA**

**Additions to the Agenda:**

- Open Session: Under Presentation of Proposed Stipulation Received After the Mailing of the Agenda – Add names Dawn Marie Minesal, RN, Linda L. Forcey, RN, Lisa J. Kirschbaum, RN, Donald C. Ross, RN, and Candice J. Rosenberg, APNP, RN
- Open Session: Under Informational Items - Add FYI: CGFNS Opens Exam Center in Moscow, Russian Federation
- Open Session: Under Informational Items - Add FYI: CGFNS Designates five nursing schools in Quebec, Canada, as "English-Language Schools"
- Open Session: Under Informational Items - Add FYI: Mississippi Board of Nursing withdraws from NURSUS
- Open Session: Under Other Board Business – Invitation to the WI Medical Examining Board meeting on Sept. 14, 2005 regarding the declaratory ruling on CRNA's practice without physician supervision for Medicare patients
- Closed Session: Under Deliberation of Monitoring Received After the Mailing of the Agenda – Add Marilyn Eggebraaten
- Closed Session: After Deliberation of Monitoring Received After the Mailing of the Agenda – Add Mary T. Woodburn

- Closed Session: Under Deliberation of Proposed Stipulation Received After the Mailing of the Agenda – Add Names Dawn Marie Minesal, RN, Linda L. Forcey, RN, Lisa J. Kirschbaum, RN, Donald C. Ross, RN, and Candice J. Rosenberg, APNP, RN.
- Closed Session: Under Division of Enforcement & Case Status Report: Add Division of Enforcement Statistical Summary as of 06-Sept-2005

**MOTION:** Sullivan moved, seconded by Kohlbeck, to approve the agenda of September 8, 2005 as amended. Motion carried unanimously.

### **APPROVAL OF MINUTES OF JULY 14, 2005**

**MOTION:** Ms. Garcia moved, seconded by Ms. Kaufmann, to approve the July 14, 2005 minutes as published. Motion carried unanimously.

### **ADMINISTRATIVE REPORT**

#### **Welcome New Board Member:**

The Board welcomed Ms. Margaret Wood and Gretchen Lowe to the Board.

### **PRESENTATION OF PROPOSED STIPULATIONS**

There were 10 proposed stipulations before the Board at today's meeting. They were regarding the following individuals Susan Chen, RN (04 NUR 078); Holy Davis, RN (05 NUR 089); Lynne R. Jindrick, RN (05 NUR 027); Karen Schoenian, RN (04 NUR 202); Cindy Sieg, RN (03 NUR 036); Patricia A. Stark, RN (02 NUR 100); Kelly E. Stemper, RN (05 NUR 020); Kathleen Sutton, RN (02 NUR 282); Nathalie Walton, LPN (02 NUR 101); Christine Williams, RN (04 NUR 169)

### **PRESENTATION OF PROPOSED STIPULATIONS RECEIVED AFTER THE MAILING OF THE AGENDA**

There were 5 proposed stipulation received after the mailing of the agenda before the Board at today's meeting regarding Dawn Marie Minesal, RN, Linda L. Forcey, RN, Lisa J. Kirschbaum, RN, Donald C. Ross, RN, and Candice J. Rosenberg, APNP, RN.

### **SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES**

The Board reviewed the summary reports with Colleen Baird, Legal Counsel, at today's meeting.

### **ADMINISTRATIVE RULES RELATING TO QUALIFICATIONS FOR EXAMINATIONS AND APPLICATION PROCEDURES, TEMPORARY PERMITS, AND REFRESHER COURSES FOR LICENSURE BY ENDORSEMENT**

Ms. Baird expressed that the Board's revisions are similar to those of other states application procedures when completed the final draft will be presented for review by the Board.

## **DISCUSSION REGARDING IPP AND THE RULEMAKING PROCESS**

Ms. Johnsrud explained the Impaired Professionals Program (IPP) to the new members.

### **INFORMATIONAL ITEMS**

FYI: Administrative Rule Hearings Regarding Nurse Work Hours

FYI: Health Scope International Article Regarding CGFNS and ICN Launch New “International Centre on Nurse Migration”

### **REPORT WI NURSING REDESIGN CONSORTIUM**

Ms. Kaufmann explained that the consortium will be moving ahead with the election of members and officers.

### **REPORT OF EDUCATION AND LICENSURE COMMITTEE**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Garcia to accept the pass rate performance in the self evaluation report from Mt. Mary College and remind the school that the three remaining requirements still exist. Those requirements are 1) the Board will defer final approval of the program change until improvements in pass rates are shown; 2) the Board will continue to monitor quarterly pass rate data and will re-evaluate after the first of next year, requesting another self-evaluation report in March of 2006; 3) if no improvement is shown after two years, it is the policy of the Board to place the program on probation. Motion carried unanimously.

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia to allow Silver Lake College to move ahead with the authorization plan for the RN and BSN Completion Program. Motion carried unanimously. Ms. Kaufmann abstained.

A Subcommittee will be formed to work with Gail Pizarro to assist in reviewing and rewriting examination questions that involve outdated prescription questions. Ms. Johnsrud will be on the subcommittee representing the Board of Nursing along with 2 or 3 APNP's to complete this process.

### **REPORT OF PRACTICE COMMITTEE**

Ms. Sullivan explained the committee discussion with regard to supplying all pertinent information within the paper instead of references to websites. Ms Sullivan added that a draft will be presented to the committee for approval in the near future.

Ms. Sullivan informed the Board of the practice question plan by the committee to review the most asked practice questions and post them to the Departments FAQ website. Board members were asked to email Colleen Baird with their expertise regarding answering the more frequently asked questions.

### **CONSULT WITH LEGAL COUNSEL**

The Board consulted with Colleen Baird, Legal Counsel, throughout today's meeting as needed.

## **VISITOR COMMENTS**

Gina Dennik-Champion, WNA; spoke with regard to renewal of licenses and the DWD Work Force Survey. The Board discussed Midwives and Nurse Midwives.

## **CONVENE TO CLOSED SESSION**

**MOTION:** Ms. Garcia moved, seconded by Ms. Kaufmann, to adjourn to closed session pursuant to Wisconsin State statutes 29.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Enforcement case status reports. Motion carried by roll call vote: Marilyn Kaufmann-yes, June Bahr-yes, Terrie Garcia-yes, Margaret Wood-yes; Marie Kohlbeck-yes, Jacqueline Johnsrud-yes, Kathleen Sullivan.

Open Session recessed at 10:12 a.m.

## **RECONVENE INTO OPEN SESSION**

**MOTION:** Ms. Kohlbeck moved, seconded by Ms. Sullivan, to reconvene into open session at 2:21 p.m. Motion carried unanimously.

## **VOTE ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Garcia, to approve all decisions made in closed session. Motion carried unanimously.

## **CONSULTING WITH LEGAL COUNSEL**

Ms. Baird explained the Wisconsin Society of Anesthesiologists petition for declaratory ruling on CRNA's practice without physician supervision for Medicare patients is going before the Wisconsin Medical Examining Board. Ms. Nania gave a brief history of this petition. The Board discussed this topic in detail and will give testimony at the Medical Examining Board meeting.

## **IMPAIRED PROFESSIONALS PROGRAM (IPP)**

None.

## **EVALUATION OF EDUCATION REGARDING LPN APPLICATION FOR LICENSURE**

### **JOEL GARB**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Bahr, to approve Joel Garb's education as it meets the education requirements for the LPN and that he be allowed to take NCLEX. Motion carried unanimously.

**MONITORING**

**APPEARANCES BEFORE THE BOARD**

**REVIEW OF BOARD DENIAL  
GARY CAMPBELL**

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia, to grant a limited license for the purpose of completing a refresher course and require him to have an AODA assessment from a Board approved AODA counselor before reconsideration of reinstatement of licensure for Gary Campbell. Motion carried unanimously.

Gretchen Lowe left the meeting.

**REINSTATEMENT OF STAY  
LEE DZIATKIEWICZ**

**MOTION:** Ms. Bahr moved, seconded by Ms. Kaufmann, to reinstate the three month stay of suspension for Lee Dziatkiewicz. Motion carried unanimously.

**REQUESTING THREE MONTH STAY  
POSSIBLE VIOLATION  
ANGELA HANAMAN**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Sullivan, to deny the request for a three month stay for lack of compliance and positive drug screens for Angela Hanaman. Six months compliance is required before applying for reinstatement. Motion carried unanimously.

**REQUESTS FOR REINSTATEMENT OF STAY OF SUSPENSION  
BARBARA BENOIT**

**MOTION:** Ms. Kaufman moved, seconded by Ms. Bahr, to grant the stay of suspension with requirements of original stay to restart effective today's date for Barbara Benoit. Motion carried unanimously.

**REQUESTING REINSTATEMENT OF LIMITED LICENSE  
CATHERINE LEVELIUS**

**MOTION:** Ms. Bahr moved, seconded by Ms. Sullivan , to deny reinstatement of the limited license due to lack of approved ethics courses for Catherine Levelius. Motion carried unanimously.

**REQUESTING FULL LICENSE REINSTATEMENT**

**SANDRA MCCLINTIC**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Bahr, to grant full reinstatement for Sandra McClintic. Motion carried unanimously.

**MARY TRAHAN**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Bahr, to grant full reinstatement for Mary Trahan. Motion carried unanimously.

**REQUESTING THREE MONTH STAY**

**HOWARD BESSETTE**

**MOTION:** Ms. Garcia moved, seconded by Ms. Sullivan, to grant three month stay with no modification for Howard Bessette, RN. Motion carried unanimously.

**LUCINDA KUJAWA**

**MOTION:** Ms. Kaufman moved, seconded by Ms. Sullivan to grant three month stay with a reduction of therapy to twice montly for Lucinda Kujawa. Motion carried unanimously.

**SANDRA OLSON**

**MOTION:** Ms. Kaufman moved, seconded by Ms. Garciato grant three month stay with no modification due to no therapy support for Sandra Olson. Motion carried unanimously.

**RANDALL PROCKNOW**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Kohlbeck to grant one month stay to Randall Procknow and require that he supply a work report. Discontinuation of therapy granted. Motion carried unanimously.

**ROBERT SAESS**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Bahr to grant three month stay and change UA's to 20 per year for Robert Saess. Motion carried unanimously.

**REBECCA THOMAS**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Garcia to require Rebecca Thomas supply her personal licensed medical physician the results of her UA tests for the last three months and request the physician supply the Board with a valid medical explanation for these results. One month stay is granted with no modifications for Rebecca Thomas. Motion carried unanimously.

**TERRY WEINERT**

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia to grant at 12 month extension due to extenuating circumstances with no further extensions after this deadline. This extension will include the payment of costs as well as continuing education for Terry Weinert. Motion carried unanimously.

**DELIBERATION OF MONITORING RECEIVED  
AFTER MAILING OF AGENDA**

**MARY T. WOODBURN**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Garcia to re-issue a limited license for the sole purpose of completing a LPN Board approved refresher course successfully within one year of today's date September 8, 2005 for Mary T. Woodburn. Motion carried unanimously.

**MARILYN EGGEBRAATEN**

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia to grant three month stay of suspension for Marilyn Eggebraaten. Motion carried unanimously.

**STIPULATIONS**

**SUSAN CHEN, RN**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Sullivan, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Susan Chen, RN. Motion carried unanimously.

**HOLY DAVIS, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Ms. Garcia, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Holy Davis, RN. Motion carried unanimously. Ms. Bahr abstained.

**LYNNE R. JINDRICK, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Kaufmann, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Lynne R. Jindrick, RN. Motion carried unanimously.

**KAREN SCHOENIAN, RN**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Sullivan, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Karen Schoenian, RN. Motion carried unanimously.

**CINDY SIEG, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Garcia, to adopt the Stipulation in the matter of Cindy Sieg, RN. Motion carried unanimously.

**PATRICIA A. STARK, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Bahr, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Patricia A. Stark, RN. Motion carried unanimously. Johnsrud abstained.

**KELLY E. STEMPEL, R.N.**

**MOTION:** Ms. Garcia moved, seconded by Ms. Kaufmann, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Kelly E. Stempel, RN. Motion carried unanimously. Ms. Bahr abstained

**KATHLEEN SUTTON, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Bahr, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Kathleen Sutton, RN. Motion carried unanimously. Ms. Kaufmann abstained.

**NATHALIE WALTON, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Kohlbeck, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Nathalie Walton, RN. Motion carried unanimously.

**CHRISTELE WILLIAMS, RN**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Sullivan, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Christele Williams, RN. Motion carried unanimously.

**DELIBERATION OF PROPOSED STIPULATIONS RECEIVED AFTER MAILING OF AGENDA**

**DAWN MARIE MINESAL, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Kaufmann, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Dawn Marie Minesal, RN. Motion carried unanimously.



**LINDA L. FORCEY, RN**

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Linda L. Forcey, RN. Motion carried unanimously. Ms. Sullivan abstained.

**MICHELE L. HILLMER, RN**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Bahr, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Michele L. Hillmer, RN. Motion carried unanimously. Ms. Sullivan abstained.

**LISA J. KIRSCHBAUM, RN**

**MOTION:** Ms. Bahr moved, seconded by Ms. Kaufmann, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Lisa J. Kirschbaum, RN. Motion carried unanimously.

**DONALD C. ROSS, RN**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Kaufmann, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Donald C. Ross, RN. Motion carried unanimously.

**CANDICE J. ROSENBERG, APNP, RN**

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia, to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter of Candice J. Rosenberg, RN. Motion carried unanimously. Ms. Sullivan abstained.

**ADMINISTRATIVE WARNINGS**

**T.A.C, RN (03 NUR 109)**

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Sullivan, to issue an administrative warning to T.A.C., RN Case 03 NUR 109. Motion carried unanimously.

**G.A.B., RN (04 NUR 386)**

**MOTION:** Ms. Garcia moved, seconded by Ms. Sullivan, to issue an administrative warning to G.A.B., RN Case 04 NUR 386. Motion carried unanimously.

**C.M.T., RN (05 NUR 071)**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Garcia, to issue an administrative warning to C.M.T., RN Case 05 NUR 071. Motion carried unanimously.

**DELIBERATION OF ADMINISTRATIVE WARNINGS RECEIVED  
AFTER MAILING OF AGENDA**

None.

**DELIBERATION OF ORDER FIXING COSTS  
MELISSA K. LORMAN, R.N.**

**MOTION:** Ms Sullivan moved, seconded by Ms. Garcia, to accept the order fixing costs in the matter against Melissa K. Lorman, RN. Motion carried unanimously.

**PROPOSED FINAL DECISIONS AND ORDERS RECEIVED  
AFTER MAILING OF AGENDA**

None.

**DIVISION OF ENFORCEMENT CASE STATUS REPORT**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Garcia, to close case **03 NUR 230** for insufficient evidence. Motion carried unanimously.

**MOTION:** Ms. Kohlbeck moved, seconded by Ms. Bahr, to close case **04 NUR 133** for insufficient evidence. Motion carried unanimously.

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia, to close case **03 NUR 241** for no violation. Motion carried unanimously.

**MOTION:** Ms. Sullivan moved, seconded by Ms. Kaufmann, to close case **05 NUR 008** for P7. Motion carried unanimously.

**MOTION:** Ms. Sullivan moved, seconded by Ms. Kaufmann, to close case **05 NUR 076** for P1. Motion carried unanimously.

**MOTION:** Ms. Kaufmann moved, seconded by Ms. Bahr, to close case **05 NUR 079** for P1. Motion carried unanimously.

**MOTION:** Ms Sullivan moved, seconded by Ms. Bahr, to close case **04 NUR 187** for insufficient evidence. Motion carried unanimously.

**MOTION:** Ms. Bahr moved, seconded by Ms. Kohlbeck, to close case **05 NUR 126** for P5 with flag on license in the case of possible renewal. Motion carried unanimously.

**OTHER BOARD BUSINESS**

**Invitation to Medical Board regarding CRNA opt-out.**

**MOTION:** Ms. Bahr moved, seconded by Ms. Garcia, to send Kathleen Sullivan to give testimony on behalf of the Board of Nursing at the Medical Examining Board with regard to the declaratory ruling on CRNA's practice without physician supervision for Medicare patients. Motion carried unanimously.

**Federal Back Ground Check:**

This will be a requirement for all applications and will be discussed at the next meeting.

**ADJOURNMENT**

**MOTION:** Ms. Sullivan moved, seconded by Ms. Kaufmann, to adjourn the meeting at 2:35 p.m. Motion carried unanimously.